

AMENDED AGENDA #2
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 P.M.
Room EW42
Tuesday, January 08, 2013

Room Change

SUBJECT	DESCRIPTION	PRESENTER
	Organizational	

COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

Kim Jensen-Porter
Room: EW11
Phone: 332-1137
email: hagri@house.idaho.gov

MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Tuesday, January 08, 2013
TIME: 1:30 P.M.
PLACE: Room EW42
MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representatives Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding.
**ABSENT/
EXCUSED:** None.
GUESTS: Lisa Kauffman, HSUS; Bob Naerebout, Idaho Dairyman's Assoc; Matthew May, ISCAC; Laura Johnson, ISDA; Dar Olberding, ID Grain Producers; Monica Hopkins, ACLU; LeRoy Fescus, ACLU; Wally Butler, IFBF; Jack Lyman, IMA; and Kent Lauer, ID Farm Bureau.

Chairman Andrus called the meeting to order at 1:30 p.m.

Chairman Andrus welcomed the committee members and acknowledged **Secretary Kim Jensen-Porter** and the **Page, Juritzi Enriquez**. He stated that the mission of the House Agricultural Affairs Committee should be to protect, enlarge and encourage agriculture in our state. Agriculture is the number one industry in Idaho. Chairman Andrus invited the committee members to briefly introduce themselves and tell about their backgrounds.

Chairman Andrus turned the time over to **Vice Chairman Boyle** to discuss rules, as the first upcoming order of business. She stated that there will be three subcommittees appointed: Livestock, Crop and Administrative. Vice Chairman Boyle said the committee members may express a preference for which subcommittee they would like to serve on. Subcommittees will start next week. Laura Johnson and others from the State Department of Agriculture will present the rules to the subcommittees beginning on Monday, January 14th.

Chairman Andrus pointed out that the Agricultural Affairs Committee has grown since last year and had to change committee rooms due to the need for increased seating arrangements. The committee will now meet in EW 42 on even calendar days at 1:30 p.m., unless otherwise announced. The exception would be that no meetings will be held on Friday afternoons, unless in case of emergency.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:25 p.m.

Representative Andrus
Chair

Kim Jensen-Porter
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 P.M.
Room EW42
Thursday, January 10, 2013

SUBJECT	DESCRIPTION	PRESENTER
	Subcommittee Assignments	

COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

Kim Jensen-Porter
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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Thursday, January 10, 2013
TIME: 1:30 P.M.
PLACE: Room EW42
MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representatives Bolz, McMillan, Batt, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding.
**ABSENT/
EXCUSED:** Representative Bell.
GUESTS: Russell Westerberg; Holly Koole, IPAA; Brad Hunt, OARC; Dennis Stevenson, OARC; Matthew May, ISCAC; Doug Jones, GFB.

Chairman Andrus called the meeting to order at 1:33 p.m.

Chairman Andrus assigned proofreaders to review the Committee minutes for this session: **Rep. Pence** for the Minority, and **Rep. VanOrden** for the Majority.

Vice Chairman Boyle outlined the subcommittee assignments and the rules topics they will be covering. **Rep. Bell** will chair the Administrative Rules Subcommittee, with members **Rep. Batt** and **Rep. Pence**. **Vice Chairman Boyle** will chair the Livestock Rules Subcommittee, with members **Rep. McMillan**, **Rep. Romrell**, and **Rep. Miller**. **Rep. Bolz** will chair the Crops Rules Subcommittee with members **Rep. VanOrden**, **Rep. Agidius**, **Rep. Stevenson**, **Rep. Dayley**, and **Rep. Erpelding**.

Dennis Stevenson, Administrative Rules Coordinator, presented an overview of the three types of rules to be reviewed during the 2013 Legislative Session. He indicated that Pending Rules are adopted by agencies during the previous calendar year and then submitted for legislative review. They are of no force and effect. These Pending Rules can be rejected in whole or in part. If the Legislature takes no action, they will be go into effect after the 2013 session.

Pending Fee Rules are adopted during the previous calendar year and impose a fee or charge. These also are of no force and effect. If the Legislature takes no action, the Pending Fee Rules will not go into effect; they must be approved by concurrent resolution.

Regarding Temporary Rules, these are emergency rules approved by the Governor and went into effect during the past two calendar years without legislative review or public input. They are presently effective and could include fee increases as well. These Temporary Rules do not survive beyond the end of the 2013 Legislative Session unless the Legislature extends them by concurrent resolution.

Mr. Stevenson explained that any agency with authority can propose new rules when public safety and welfare are affected. If these are approved by the Governor, they become Temporary Rules. He also clarified that agencies try to collaborate, negotiate, and arrive at an acceptable rulemaking whenever feasible. They are required to publicize their intent to promulgate these rules. Many controversial issues also have public hearings, to facilitate further input and discussion before endorsement.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 2:05 p.m.

Representative Andrus
Chair

Kim Jensen-Porter
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 P.M.
Room EW42
Monday, January 14, 2013

SUBJECT	DESCRIPTION	PRESENTER
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	Divide into Subcommittees to review Rules	
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COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Monday, January 14, 2013

TIME: 1:30 P.M.

PLACE: Room EW42

MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representatives Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding

**ABSENT/
EXCUSED:** None.

GUESTS: The sign-in sheet will be retained with the minutes in the committee secretary's office until the end of the session. Following the end of the session, the sign-in sheet will be filed with the minutes in the Legislative Services Library.

Chairman Andrus called the meeting to order at 1:30 p.m.

MOTION: **Rep. Pence** made a motion to approve the minutes of the January 8, 2013 meeting. **Motion carried by voice vote.**

MOTION: **Rep. Romrell** made a motion to approve the minutes of the January 10, 2013 meeting. **Motion carried by voice vote.**

Vice Chairman Boyle announced the Subcommittees meeting upon adjournment.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 1:35 p.m.

Representative Andrus
Chair

Kim Jensen-Porter
Secretary

AMENDED AGENDA #3
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
BELL SUBCOMMITTEE
Administrative Rules
Upon Adjournment of the Full Committee
Room EW05
Monday, January 14, 2013

**** ROOM CHANGE ****

DOCKET NO.	DESCRIPTION	PRESENTER
<u>02-0602-1201</u>	Rules Pertaining to the Idaho Commercial Feed Law (fee rule)	Lloyd Knight
<u>02-0214-1201</u>	Rules for Weights and Measures (incorporation by reference) (no fee)	Kevin Merritt
<u>02-0633-1201</u>	Organic Food Product Rules (fee rule)	Andrew Smyth

COMMITTEE MEMBERS

Chairman Bell
Rep.Batt
Rep.Pence

COMMITTEE SECRETARY

Kim Jensen-Porter
Room: EW11
Phone: 332-1137

MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
BELL SUBCOMMITTEE
Administrative Rules

DATE: Monday, January 14, 2013

TIME: Upon Adjournment of the Full Committee

PLACE: Room EW05

MEMBERS: Chairman Bell, Representatives Batt, Pence

**ABSENT/
EXCUSED:** None

GUESTS: Dennis Tanikuni, Idaho Farm Bureau; Lloyd Knight, ISDA; Jennifer Miller, NCAP; Brian Oakey, ISDA; Dough Jones, Self; Brent Olmstead, MPI; Andrew Smyth, ISDA; Jayson Ronk, IACI; Tanya Holten, Ida Ore Mining; Leland Rice, Rice Family Farms; Sean Ellis, Capital Press

Chairmen Bell called the meeting to order at 1:37 p.m.

DOCKET NO. 02-0602-1201: **Lloyd Knight**, Idaho Dept. of Agriculture, said the Department entered into negotiated rule making during the summer, he reviewed the public hearing process. Mr. Knight reviewed the list of exemptions that had been moved over from statute. He said By-products or Production Waste has been added to the exemptions and it also remained in the statute. Mr. Knight said the rule will set the per product fee at \$40. He said this increase in registration fee will support a shift in program operating revenue from the termination of the previously collected tonnage fee. He said the \$40 fee is a change from the Temporary Rule after consideration during the public hearing process. He said the fee per product language is in other programs and thought it would also fit here. Mr. Knight said the rule will also include the definition of labeling of statements and promotion on company web sites and other internet based consumer interfaces. He said this will keep the rules consistent with the Commercial Feed Law.

Brent Olmstead, Milk Producers of Idaho, said he participated in drafting the rules and is in support of the rule. He stated the rule will provide protections for dairies and they have no objection to the fees. He believes the fees will go down, and this will assure quality feed.

Jason Ronk, IACI, spoke in support of the rules and said he participated in the public hearings.

Doug Jones, Self, said he opposed the legislation brought forward and passed last year regarding the feed registration process. He said he did also participate in the rule making process. He said the agency holds reserves in the account for a program that operates at a lower cost than what would be brought in by the fees. He said the program could operate for three years from the reserves if no fee is collected. Mr. Jones explained the rule proposes a \$1 million reserve in the fund, where most programs carry a one year operating reserve in their accounts. He said there will be a significant reserve left in the account. Mr. Jones suggested a lower fee be implemented until some of the reserve is used.

In response to committee questions, **Mr. Knight** clarified that the \$1 million reserve was in the original rule but was later removed.

MOTION: **Rep. Batt** made a motion to recommend approval of **Docket No. 02-0602-1201** to the full committee. **Motion carried by voice vote.**

**DOCKET NO.
02-0214-1201:**

Kevin Merritt, Section Manager, Idaho Department of Agriculture, said negotiated rule making was not conducted for this rule because of the nature of the rule. He said this rule simply adopts the current edition of the required reference materials.

MOTION:

Rep. Batt made a motion to recommend approval of **Docket No. 02-0214-1201** to the full committee. **Motion carried by voice vote.**

**DOCKET NO.
02-0633-1201:**

Andrew Smyth, Program Specialist, Organic Food Certification Program, explained the changes in the Organic Food Product Rules. He said the proposed rule will change the Idaho certified organic seal, it will have a higher resolution with fewer colors, thereby reducing the printing costs for organic operation. Mr. Smyth explained the next change to the rule is the addition of a branded materials registration list which will allow manufacturers to be a part of the organic program's review process.

In response to committee questions, **Mr. Smyth** explained the organic program has the authority to review applications and they are reviewed at the federal standards. He said the organic program will approve the third party that reviews the standards and the use of the seal. He explained the organic program will provide the service so the product is certified and the seal can be displayed. Mr. Smyth also explained that there is not a federal seal available at this time and this will allow the state to provide this service.

Jennifer Miller, NCAP, spoke in favor of the rule changes. She said the changes would enhance the promotion of the organic industry in Idaho and gives flexibility for those who have been using the old seal. She said this will also meet the needs of suppliers and makes things easier for organic farmers.

Lee Rice, Rice Family Farms, spoke in support of this material accreditation and certification. He said it has been his experience that approved materials need to be shipped from long distances and this will improve if Idaho has more local certified availability of materials. He said this would make it easier for manufacturers to use those types of materials and the logo is very modernistic and will be very attractive on labels. He added that the rule change will provide a very good service for organic producers in the state.

Tonya Holten, IDA ORE Mining, spoke in support of the rule and in favor of creating the seal. She said they are currently going out of state to do certifications and having certification in the state allows for the ability to claim they are organic.

MOTION:

Rep. Pence made a motion to recommend approval of **Docket No. 02-0633-1201** to the full committee. **Motion carried by voice vote.** **Rep. Batt** requested to be recorded as voting **NAY**.

ADJOURN:

There being no further business to come before the Subcommittee, the meeting adjourned at 2:25 p.m.

Representative Bell
Chair

Susan Werlinger
Secretary

AMENDED AGENDA #3
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
BOLZ SUBCOMMITTEE
Crops Rules
Upon Adjournment of the Full Committee
Room EW42
Monday, January 14, 2013

DOCKET NO.	DESCRIPTION	PRESENTER
02-0303-1201	Pesticide and Chemigation Use and Application (no fee)	Ben Miller
02-0613-1201	Rapeseed Production and Establishment of Rapeseed Districts (no fee)	Mike Cooper
02-0612-1201	Idaho Fertilizer Law (no fee)	Lloyd Knight
02-0616-1201	Rules Governing Honey Standards (no fee)	Mike Cooper
02-0641-1201	Rules Pertaining to the Soil and Plant Amendment Act of 2001 (no fee)	Lloyd Knight
02-0614-1201	Rules Concerning Annual Bluegrass, (poa annua) (no fee)	Mike Cooper
02-0631-1201	Noxious Weed Free Forage and Straw Certification Rules (no fee)	Dan Safford
02-0635-1201	Rules Concerning Rough Bluegrass, (poa trivialis) (no fee)	Mike Cooper

COMMITTEE MEMBERS

Chairman Bolz
Rep.Agidius
Rep.Dayley
Rep.Stevenson
Rep.VanOrden
Rep.Erpelding

COMMITTEE SECRETARY

Kim Jensen-Porter
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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
BOLZ SUBCOMMITTEE
Crops Rules

DATE: Monday, January 14, 2013
TIME: Upon Adjournment of the Full Committee
PLACE: Room EW42
MEMBERS: Chairman Bolz, Representatives Agidius, Dayley, Stevenson, VanOrden, Erpelding
**ABSENT/
EXCUSED:** None.
GUESTS: Ben Miller, Mike Cooper, Dan Safford, Laura Johnson, ISDA;. Benjamin Kelly, Nick Noyes, Idaho Honey Industry Association; Jim Lowe, Rick Waitley, Food Producers of Idaho; Brad Hunt, OARC.

Chairman Bolz called the meeting to order at 1:37 p.m.

DOCKET NO. 02-0303-1201: **Ben Miller**, Bureau Chief, Licensing and Recertification, Idaho State Department of Agriculture, presented the Pesticide and Chemigation Use and Application Rule. Due to recent changes to soil fumigation labels by the USEPA, all private applicators will have to attend training every three years in order to purchase or use these products, unless they have the new soil fumigation category on their pesticide licenses. "Soil Fumigation" is added as a third category for private applicator licenses, so that local private applicators may meet the new federal requirements with appropriate label changes in lieu of the training required for professionals.

MOTION: **Rep. Daley** made a motion to recommend approval of **Docket No. 02-0303-1201** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0613-1201: **Mike Cooper**, Bureau Chief, Plant Industries Division, ISDA, explained the rule for Rapeseed Production and Establishment of Rapeseed Districts. The proposed changes update definitions and revise an outdated testing method. Some scientific names and corresponding symbols have changed. Testing requirements are updated with current industry measurements and amounts. The intent is that different varieties of rapeseed do not interfere or cross pollinate with other seeds in designated areas.

MOTION: **Rep. Dayley** made a motion to recommend approval of **Docket No. 02-0613-1201** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0612-1201: **Mr. Cooper** introduced the Idaho Fertilizer Law. This includes incorporation by reference to the 2013 version of Association of American Plant Food Control Officials (AAPFCO), as it pertains to the methodology and practice of conducting regulatory fertilizer registration and label review. It provides official names and consistency in labeling between states.

MOTION: **Rep. Erpelding** made a motion to recommend approval of **Docket No. 02-0612-1201** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0616-1201: Rules Governing Honey Standards was presented by **Mr. Cooper**. A new rule chapter is developed to mirror existing standards adopted by other states, relative to the identity, quality and labeling of honey. Private members of the honey industry and local companies met in conjunction with the Idaho Honey Industry Association and its attorneys to determine the adoption of honey standards and how to handle complaints for infringement of these. This is in accordance with last year's **HB 513**, giving the Honey Commission the authority to investigate and develop statewide regulations for honey. There is no FDA ruling and so states have had to form their own rules regarding definitions, moisture content, sugar content, ratios and exemptions. Naming conventions are outlined, as well as styles of honey, such as liquid, crystallized, filtered, strained, or raw. All those who market and advertise honey in Idaho will need to conform with these policies; this is targeted to avoid so-called honey products adulterated with sugar or corn syrup, which affect concentration and purity, and thus do not conform with industry standards.

Nick Noyes and **Rick Waitley**, Idaho Honey Industry Association, explained that pure honey cannot compete with other blends that use inferior ingredients, which do not meet acceptable percentages of real honey in their product. This also protects consumers who want a guarantee of pure local honey. One non-substantive typo will be corrected before the end of this Legislative Session when these rules would go into effect.

MOTION: **Rep. Agidius** made a motion to recommend approval of **Docket No. 02-0616-1201** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0641-1201: **Mr. Cooper** stated that the Rules Pertaining to the Soil and Plant Amendment Act of 2001 seek to incorporate by reference the above-mentioned fertilization manual (AAPFCO) as published in 2013.

MOTION: **Rep. Erpelding** made a motion to recommend approval of **Docket No. 02-0641-1201** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0614-1201: The Rules Concerning Annual Bluegrass (poa annua) were clarified by **Mr. Cooper**. This rulemaking allows for the use of a certificate of analysis, in lieu of tags, and for inspection by the Idaho Crop Improvement Association. Old rules are made relevant in this area, to ensure there is no contamination within the same genus. Comments from the bluegrass production industry supported these standard rules for growing areas. It was noted that the University of Idaho concurred with the Idaho Crop Improvement Association, who has authority to do inspections, regarding this seed certification.

MOTION: **Rep. Stevenson** made a motion to recommend approval of **Docket No. 02-0614-1201** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0631-1201: The Noxious Weed Free Forage and Straw Certification Rules were addressed by **Dan Safford**, Program Manager and Noxious Weed Specialist, ISDA. The purpose of this program is to limit introduction of noxious weed seeds onto Idaho public lands, primarily through hay or straw bales. Penalties are assessed for violations. Only certified forage and straw products are allowed. This rulemaking changes the scope and purpose to clarify and address all possible activities of free forage and straw. Also the year and date on forage tags must accurately reflect the year in which the bale was produced. Mr. Safford noted that certain colors of certification twine no longer used have been deleted from the rules.

MOTION: **Rep. VanOrden** made a motion to recommend approval of **Docket No. 02-0631-1201** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0635-1201: **Mr. Cooper** announced the same changes for Rough Bluegrass (poa trivialis) as those concerning Annual Bluegrass. This allows for the use of a certificate of analysis in lieu of tags and provides for inspection by the Idaho Crop Improvement Association. He commented that rough bluegrass has some uses in niche markets with small quantities.

MOTION: **Rep. VanOrden** made a motion to recommend approval of **Docket No. 02-0635-1201** to the full committee. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the subcommittee, the meeting adjourned at 2:21 p.m.

Representative Bolz
Chair

Kim Jensen-Porter
Secretary

AMENDED AGENDA #2
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
BOYLE SUBCOMMITTEE
Livestock Rules
Upon Adjournment of the Full Committee
Room EW20
Monday, January 14, 2013

DOCKET NO.	DESCRIPTION	PRESENTER
02-0408-1201	Rules Governing Grade A Milk and Milk Products (no fee)	Marv Patten
02-0419-1201	Rules Governing Domestic Cervidae (no fee)	Scott Leibsle
02-0421-1201	Rules Governing Importation of Animals (no fee)	Scott Leibsle
46-0101-1201	State of Idaho Board of Veterinary Medicine (no fee)	Carol Youtz

COMMITTEE MEMBERS

Chairman Boyle
Rep.McMillan
Rep.Miller
Rep.Romrell

COMMITTEE SECRETARY

Kim Jensen-Porter
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Phone: 332-1137
email: hagri@house.idaho.gov

MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
BOYLE SUBCOMMITTEE
Livestock Rules

DATE: Monday, January 14, 2013

TIME: Upon Adjournment of the Full Committee

PLACE: Room EW20

MEMBERS: Chairman Boyle, Representatives McMillan, Miller, Romrell

**ABSENT/
EXCUSED:** None

GUESTS: Stan Boyd, ICA/IWGA/ELK; Roger Gabel, Board of Veterinary Medicine; Cindy Hedge, Board of Veterinary Medicine; Barbara Hunt, OARC; Laura Johnson, ISDA; Dr. Scott Liebsle, Deputy Administrator of the Division of Animal Industry and Deputy State Veterinarian; Marv Patten, Bureau Chief ISDA; Carol Youtz, Board of Veterinary Medicine

Chairman Boyle called the meeting to order at 1:38 p.m.

DOCKET NO. 02-0408-1201: **Marv Patten**, ISDA Bureau Chief introduced himself and briefly went over the rule changes for this docket. He mentioned the four documents to incorporate the newest publication of, being 2011; Pasteurized Milk Ordinance, Methods of Making Sanitation ratings of Milk Shipper, Evaluation of Milk Laboratories and Procedures Governing the Cooperative State Public Health Service/Food and Drug Administration Program of the National Conference on Interstate Milk Shipments. He emphasized these are the latest edition of those documents and we must stay current with this state standard. In addition to these documents he mentioned the change for the somatic cell count to lower the standard from 500,000 to 400,000mL. In essence this creates a higher standard and it makes Idaho milk eligible for worldwide commerce.

In response to questions regarding the economic impact, **Mr. Patten**, explained it could be tremendous based on how milk is marketed in the State of Idaho. Without approving the documents and meeting the standard for international export it cannot go very far outside the state. It could be catastrophic if not amended.

In response to questioning regarding how these rule changes came into being, **Mr. Patten** explained the need for marketability of products and meeting the European Union regulations and standards. He mentioned when comparing the change from 500,000 mL to 400,000 mL they had less dairymen violate the tougher standard. In his opinion, this rule change will require dairymen to become better dairymen and for cows to become more healthy. **Chairmen Boyle** made mention of the support of these rule changes from the Idaho Dairymen's Association (IDA).

MOTION: **Rep. Romrell** made a motion to recommend approval of **Docket No. 02-0408-1201** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0419-1201: **Dr. Scott Liebsle**, Deputy Administrator of the Division of Animal Industry and Deputy State Veterinarian, stated negotiated rule making was conducted on this docket and no comments/input was received. These rule changes amend some housekeeping on abbreviations. Other proposed changes will allow administrators to grant exemption on a case by case basis when domestic cervidae change hands in regards to having them tested for TB. The existing rule requires to retest the whole herd with each change of hands. Also the change would allow the test results to stay with the animals and not the owners.

In response to any possible downside, **Dr. Liebsle** stated this allows the department to conduct business easier. He sees no downside.

MOTION: **Rep. Miller** made a motion to recommend approval of **Docket No. 02-0419-1201** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0421-1201: **Dr. Leibsle**, Deputy Administrator of the Division of Animal Industry, presented this docket stating that negotiated rule making was conducted with no comments/inputs received. These rule changes amend some housekeeping and acronym changes. Domestic Bison has been relocated in the rule. No changes were made to the import requirements of bison. In regards to brucellosis testing, it was not clear whether to take one or two blood samples. This clears it to one sample and two tests. Testing exemptions for Red Deer Gene Factor is amended to be any state with an approved RDGF program. It provides an exemption to retesting for TB in cervidae when changing between AZA and USDA. The rule includes invasive fish species on the list of illegal transport/import into the State of Idaho.

Dr. Leibsle responded to questions regarding why two tests are carried out on the brucellosis testing by stating there are a series of different tests to confirm brucellosis. He gave some examples of invasive species of fish; listing certain types of mussels, including Zebra Mussels, as we do not want them to enter into the state.

MOTION: **Rep. McMillan** made a motion to recommend approval of **Docket No. 02-0421-1201** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 46-0101-1201: **Carol Youtz**, acting Executive Director of the Idaho Board of Veterinary Medicine introduced herself. Their board regulates veterinarian medicine and technical training to practice humane euthanasia. They have 1,400 active licensees and a full time staff of two. Negotiated rule making was not conducted with this docket. The highlights include the addition of the boards E-mail address, web site, and convenient methods for filing documents. Adopting updated version of American Veterinary Medical Associations principles and ethics. All application fees will be nonrefundable to allow the board to recover expenses. This will streamline euthanasia practices and discipline. Currently, each of the 19 euthanasia agencies are inspected once a year.

In response to questioning whether some of this docket is a rewrite, **Ms. Youtz** stated some of it is reorganizing. When asked about the language being eliminated regarding reusing needles, she explained that reusing needles makes them dull and they try not to put the animals through any additional pain or frighten them.

MOTION: **Rep. Romrell** made a motion to recommend approval of **Docket No. 46-0101-1201** to the full committee. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the Subcommittee the meeting adjourned at 2:08 p.m.

Representative Boyle
Chair

Jackie Wright
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 P.M.
Room EW42
Wednesday, January 16, 2013

SUBJECT	DESCRIPTION	PRESENTER
	Reports from Subcommittees on Rules	

COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Wednesday, January 16, 2013

TIME: 1:30 P.M.

PLACE: Room EW42

MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representatives Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding

**ABSENT/
EXCUSED:** None

GUESTS: Lloyd Knight, Brian Oakey, Laura Johnson, ISDA; Sean Ellis, Capitol Press; Elizabeth Criner, FWAA, NWFPA; Bob Naerebout, IDA

Chairman Andrus called the meeting to order at 1:34 p.m.

MOTION: **Rep. Erpelding** made a motion to approve the minutes of the Monday, January 14, 2013 meeting. **Motion carried by voice vote.**

Chairman Andrus requested that each Chairman of the Subcommittees make appropriate motions to approve their Subcommittee minutes, and what action they recommend on the Docket Numbers to the full committee.

MOTION: **Rep. Batt** made a motion to approve the minutes of the Administrative Rules Subcommittee meeting on Monday, January 14, 2013, with the following correction: Jennifer Miller represents the NCAP, not NOAP. **Motion carried by voice vote.**

MOTION: **Rep. Bell** made a motion to accept the report of the Administrative Rules Subcommittee. **Motion carried by voice vote.**

Rep. Bolz placed the minutes of the Crops Rules Subcommittee meeting on Monday, January 14, 2013 before the Subcommittee for approval.

MOTION: **Rep. Dayley** made a motion to approve the minutes of the Crops Rules Subcommittee with the following correction: Rep. "Daley" should be spelled Dayley. **Motion carried by voice vote.**

Rep. Bolz summarized each Docket No. reviewed by the Crops Rules Subcommittee.

MOTION: **Rep. Bolz** made a motion to approve **Docket Nos. 02-0303-1201, 02-0613-1201, 02-0612-1201, 02-0616-1201, 02-0641-1201, 02-0614-1201, 02-0631-1201 and 02-0635-1201.** **Motion carried by voice vote.**

MOTION: **Rep. McMillan** made a motion to approve the minutes of the Livestock Rules Subcommittee meeting on Monday, January 14, 2013. **Motion carried by voice vote.**

Rep. Boyle explained the Docket Nos. reviewed by the Livestock Rules Subcommittee.

MOTION: **Rep. Boyle** made a motion to accept the report of the Livestock Rules Subcommittee and to approve **Docket Nos. 02-0408-1201, 02-0419-1201, 02-0421-1201 and 46-0101-1201.**

Rep. Bolz questioned if fee rules require a separate motion to approve them. Laura Johnson, ISDA, clarified that the fee rules should indeed be voted on separately.

Rep. Bell proceeded to outline the Docket Nos. before the Administrative Subcommittee.

MOTION: Rep. Bell made a motion to approve **Docket No. 02-0602-1201** as a fee rule. **Motion carried by voice vote.**

MOTION: Rep. Bell made a motion to approve **Docket No. 02-0633-1201** as a fee rule. **Motion carried by voice vote.** Rep. Batt requested to be recorded as voting **NAY**.
Chairman Andrus commented on the Organic Food Product Rules and how organic foods is a growing industry with higher prices and required organic certification. Thus far, Idaho producers have sent their food products to neighboring states for certification. This can be cumbersome and time consuming. It was proposed that the ISDA develop certification procedures to provide this service locally. There is currently no private enterprise offering organic certification; this is why the above fee rule was being considered, to cover such costs for the State to provide it.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 2:02 p.m.

Representative Andrus
Chair

Kim Jensen-Porter
Secretary